



INCIDENT / CRIMINAL REPORT

Alameda County Sheriff's Office

Agency: ETS

ORI: CA00100000

Case Number: 16-020476

Incident Information

Date/Time Reported	Date/Time Found	Date/Time Found	Officer
11/20/2016 22:33	11/20/2016 22:33	11/20/2016 22:33	TORRES, MARCO A
Incident Location			Supervising Officer
FOOTHILL BL / MIRAMAR AV, SAN_LEANDRO, CA 94578			CARTWRIGHT, KELLY B
			Domestic Violence

Charges

1	Charge Type	Description	Statute	UCR	Att
State		OBSTRUCT/RESIST/ETC PUBLIC/PEACE OFFICER/EMERGENCY MED TECH	148 (A)(1) PC	90Z	Com
Alcohol, Drugs or Computers Used		Premise Type	Premises Entered	Forced Entry	Weapons
Alcohol Drugs Computers		HIGHWAY/STREET/ROAD/A		Yes No	1.
Entry	Exit	Criminal Activity			2.
					3.
Bias Motivation		Bias Target	Bias Circumstances		Hate Group

Victims

Seq. #	Type	Injuries	Residency Status		Ethnicity	
1	SOCIETY/ PUBLIC	None				
Name(Last, First, M)			Race	Sex	DOB	Age
STATE OF CALIFORNIA						00
Address					Home Phone	
Employer Name/Address					Business Phone	
Victim of Crimes			SSN#			
1						



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Suspects

Seq. # 1	Type PERSON	Name(Last, First, M) [REDACTED]					
AKA		Race W	Sex F	DOB	Age 39	Height 5'05"	Weight 200 lbs
Address [REDACTED]				SSN # [REDACTED]		Home Phone [REDACTED]	
Employer Name/Address						Business Phone	
Scars, Marks, Tattoos or other distinguishing features							
Physical Characteristics							

Suspect Details

Other Persons Involved

Name Code Involved Party	Seq. # 1	Name (Last, First, M) YARBROUGH, M. #2132	Race U	Sex M	DOB
Address CONFIDENTIAL-ACSO		SSN #		Home Phone	
Employer Name/Address				Business Phone	
Name Code Involved Party	Seq. # 2	Name (Last, First, M) GOSAL, G. #1459	Race U	Sex M	DOB
Address CONFIDENTIAL-ACSO		SSN #		Home Phone	
Employer Name/Address				Business Phone	



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Property

Seq. # 1	Description CD/R CONT PICS	Serial Number		Make/Model		
Owner ACSO-PROPERTY/EVIDENCE		License / State		Color		
Status EVIDENCE		Status Officer [REDACTED] TORRES, MARCO A		Quantity 1.00	Units of Measure	Value
Gun Type		Caliber	Finish	Grip		Gun Stock
Condition	Gun Test Yes <input checked="" type="checkbox"/> No	Test Type		Sight Test Yes <input checked="" type="checkbox"/> No	Sight Type	

Assisting Officers

[REDACTED] GOSAL, GURVINDER S

[REDACTED] NAGY, BRIAN D

[REDACTED] YARBROUGH, MATTHEW D



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Narrative

On 11/20/16, about 2233 hours, I was wearing an Alameda County Sheriff's Office class "B" uniform, driving a fully marked patrol vehicle when I saw a white female adult standing on the southeast corner of Foothill Boulevard at Miramar Avenue in San Leandro.

This incident was recorded on my department issued body worn camera.

I saw the female adult, later identified as [REDACTED] press the button to activate the light for pedestrians. She stepped onto the street and began to walk northbound on Foothill Boulevard within the crosswalk while the steady don't walk sign was still displayed (solid upraised orange hand), which is a violation of CVC 21456(b) - don't walk symbol.

I drove my patrol vehicle next to [REDACTED] and got out of my patrol vehicle to speak with her. [REDACTED] appeared very agitated and said, "You guys are always fucking with me." I have never met [REDACTED] prior to this incident. She admitted stepping into the street about 15 seconds prior to the sign changing to walk (walking person symbol).

Deputy M. YARBROUGH arrived on scene as my cover officer (TORRES VieVu #LE3-002795/YARBROUGH VieVu #LE3-018465).

[REDACTED] provided her name and told me to hurry up and write her ticket. I told her I did not have any tickets pre-filled. Without warning, [REDACTED] began to walk away northbound on Foothill Boulevard and walked about 15 feet and said, "I'm tired of you guys fucking with me." I walked up to [REDACTED] put my left forearm out and asked her where she was going in an attempt to stop her from leaving. [REDACTED] said she was leaving and I told her to put her hands behind her back. I grabbed her forearms and attempted to place them towards the center of her back. I felt her arms become tense and rigid and resist being moved to the center of her back. I told her to relax and stop resisting. I lost my grip of her arms as she used her body weight to lean forward and break free from my grasp. I attempted to grab her right wrist and she immediately pulled it toward the center of her body and near her front waistband. Based on my training and experience, suspects commonly hide weapons and contraband in their front waistband. I repeatedly told [REDACTED] to give me her hand and stop making it worse. Deputy YARBROUGH grabbed [REDACTED]'s left arm. [REDACTED] continued to yell and pull her right hand away from me. She lifted her right foot off the ground and positioned her leg behind my left foot in an effort to gain better footing or possibly perform a leg sweep take down. Fearing [REDACTED] may be attempting to access a weapon or attack me and based on losing my grip of her right wrist, I performed a hair pull take down, which caused [REDACTED] to fall on the ground, onto her stomach.

While [REDACTED] was on the ground, she continued to tuck her right arm under her body. I told her to bring her hand behind her back and she did not and claimed she could not. I grabbed [REDACTED]'s right wrist, which was



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Narrative

near her neck and used my body weight to pull it from underneath her and toward the center of her back. While her arms were near the center of her back, [REDACTED] continued to attempt to pull her arms away from her back in an ongoing effort to resist being lawfully detained. With the assistance of Deputy YARBROUGH holding onto her left wrist, I was able to place both handcuffs on her without further incident. [REDACTED] began to complain of pain to her right arm.

Sergeant G. GOSAL was notified of this incident and responded to the scene.

[REDACTED] was placed under arrest for PC 148(a)(1) - resist a peace officer.

Alameda County Fire and Paramedics plus arrived on scene and assessed [REDACTED] She refused to be transported via Paramedics plus.

[REDACTED] was transported to Valley Care Hospital in Pleasanton for medical clearance. She sustained a [REDACTED]. She was issued an open sided splint and cleared for incarceration.

[REDACTED] was transported to Santa Rita Jail where she was booked into custody without further incident.

Photographs were taken of [REDACTED] Deputy YARBROUGH and I. The photographs were transferred onto a CD/R and placed into evidence.

This report will be forwarded to the District Attorney's Office for a criminal complaint against [REDACTED] for violation of PC 148(a)(1) - resist a peace officer.

Continuation



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Supplement Information

Supplement Date	Supplement Type	Supplement Officer
02/22/2017 09:03:36	EVIDENCE	LU, AMY
Contact Name	Supervising Officer	DUMATOL, ALAN T

Supplement Narrative

On Friday February 17, 2017, while assigned as a Sheriff's Technician to the Support Services Unit, I was detailed to locate and collect VIEVU footage from Body Worn Cameras (BWC) issued to Deputies M. Torres, M. Yarbrough and Sergeant G. Gosal regarding Report# 16-020476.

I located BWC footage from Deputies M. Torres, M. Yarbrough and Sergeant G. Gosal. The footage was transferred onto separate compact discs and placed into Evidence at Eden Township Substation.

This is a supplemental report to Report# 16-020476.



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Supplement Information

Supplement Date	Supplement Type	Supplement Officer
11/21/2016 03:16:30	GENERAL SUPPLEMENTAL	YARBROUGH, MATTHEW D
Contact Name	Supervising Officer	ADAMS, WILLIAM R

Supplement Narrative

On November 20, 2016, I was working as a Deputy Sheriff assigned to the Eden Township Substation, wearing my full Class-B uniform and driving a fully-marked Sheriff's Office patrol vehicle.

About 2233 hours, I responded as a cover officer to the corner of Foothill Boulevard and Miramar Avenue for Deputy M. Torres, who had just contacted a citizen at that location.

I arrived and observed Deputy Torres speaking with a female subject, later identified as [REDACTED]. As I got closer to them, I noticed [REDACTED] appeared to be agitated. [REDACTED] asked Deputy Torres if he was going to give her a ticket. [REDACTED] continued to become more irate by Deputy Torres contacting her and told him to hurry up and give her the ticket. [REDACTED] told Deputy Torres to just give her the ticket.

After a few moments, [REDACTED] stood up and began to walk past Deputy Torres and said, "I'm tired of you guys fucking with me." I saw Deputy Torres straighten his arm out away from his body and attempt to stop [REDACTED] from walking past him. Deputy Torres attempted to detain [REDACTED] in handcuffs, but [REDACTED] resisted by pulling away from Deputy Torres and forcefully keeping her hands against her body. Deputy Torres continued to struggle with [REDACTED]. I attempted to explain to [REDACTED] that her actions were making the situation worse, but she only became more agitated and said, "Fuck you!"

In order to assist Deputy Torres with detaining [REDACTED] I grabbed a hold of [REDACTED]'s left hand and held it behind her back. Deputy Torres continued to struggle with [REDACTED] to get her right hand behind her back. [REDACTED] continued to forcefully keep her right hand tight against her body and refused to place her hand behind her back.

Deputy Torres told me he was going to take [REDACTED] down to the ground. This is done to be able to better control a suspect who is actively resisting. As Deputy Torres forced [REDACTED] to the ground, I held on to [REDACTED]'s left hand and arm, and kept control of it behind her back. Deputy Torres forced [REDACTED] to the ground where she landed on her stomach. I continued to hold [REDACTED]'s left hand behind her back until Deputy Torres was able to place her left wrist into a handcuff. After a short struggle, Deputy Torres was able to place [REDACTED]'s left wrist into handcuffs, and [REDACTED] was detained without further incident.

My department-issued VIEVU (LE3-018465) was activated during this incident.

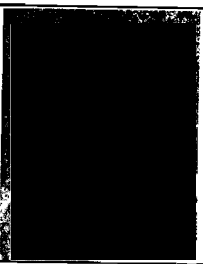
This is a supplemental report to Deputy Torres' primary report #16-020476.



CHARGING D.A. SCHWENERT	D.A. LIAISON LYNCH	SECTION ETS	COURT 1450	REPORTING OFFICER M. TORRES	OFFENSE DATE 112016	REPORT # 16-20476
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2. _____

DATE TO DA:	11-22-16	DATE RETURNED FOR F/U:	DATE RETURNED TO DA:
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Defendant's True Name				True PFN		Report Number 16-20476		
Defendant's Last Name		First		Middle		Gen		
AKA / Nickname				Juvenile/ Arrest #		AJIS No.		
DOB		Age 39		POB		Height 508		
Eyes BLUE		Race WHITE		Sex FEMALE		Facial Hair No Facial Hair		Marital Status UNKNOWN
						Pregnant		Photo Taken 08/01/2005
Arrest Date 11/20/2016		Arrest Time 23:02		Salient Characteristics (SMT's)				ID Confirmed by
Home Address								Court Date/Time
Business / School Name				Business / School Address				Total Bail
Home Phone		Business Phone		Cell Phone		Driver's License #		Social Sec #
								Occupation
CII #				FBI #		CMS Incident No		
Electronic Account Type and Value								
Misc ID #								
Clothing GRY SWEATER, BLU JEANS								
Code Section		Attempted	M/F	Count	Court	CIR	Warrant #	Bail
148(A)(1) PC		N	M	1		01		
Location of Arrest (FOOTHILL BL/MIRAMAR AV, SAN LEANDRO)							Court Jurisdiction HAYWARD	
Arresting Officer Marco Torres 2025								
Transporting Officer Marco Torres 2025								
Submitting Officer / Badge# / Agency Marco Torres / 2025 / ALAMEDA COUNTY SHERIFF'S OFFICE					Agency Phone (510) 667-3602		Agency Fax (510) 208-9837	
							Duty Station ETS	
Notes SEE REPORT								
Admonished		By Name		Rights Waived		Words of Invocation / Reason Not Admonished		
Modus Operandi								

ALAMEDA COUNTY SHERIFF'S DEPARTMENT 0010

DATE TIME

54 PRISONER SIGNATURE OUTGOING

Valleycare Health system
5555W. Las Positas Blvd.
Pleasanton, Ca. 94588

Emergency Department
Medical Screening Exam Statement

I have performed a medical screening examination on this patient and no emergency medical condition exists at this time.



Physician Signature

20-Nov-2016 23:35

Date/Time

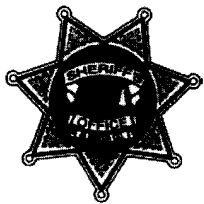
ValleyCare Health System

A not for profit health system

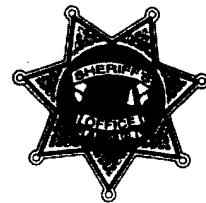
ValleyCare Medical Center
5555 W. Las Positas Blvd.
Pleasanton, CA 94588
Phone: 925-847-3000

Valley Memorial Hospital
1111 E. Stanley Blvd.
Livermore, CA 94550
Phone: 925-447-7000

Name: [REDACTED] Med Rec #: [REDACTED]
Account #: [REDACTED] DOB: [REDACTED] 39y
Admit Date/Time: 11/20/16 23:23



Alameda County Sheriff's Office – Non-I/LEADS Report Forms



☒ In-Custody Report

Report # 16-20476

☒ This packet is a partial report – The Main report is written in I/LEADS

☐ This packet is a complete – No report is written in I/LEADS

Deputy or Sheriff's Technician: M. TORRES #2015 Approved By: W. ADAMS SGT 1101

- | | |
|--|---|
| <input type="checkbox"/> Admin Per Se | <input type="checkbox"/> Evidence Photo Log |
| <input checked="" type="checkbox"/> Consolidated Arrest Report | <input type="checkbox"/> Medical Release / 293 PC |
| <input type="checkbox"/> Notice to Appear | <input type="checkbox"/> Missing Person |
| <input type="checkbox"/> Citations | <input type="checkbox"/> Probable Cause Declaration |
| <input type="checkbox"/> Citation Amendment | <input type="checkbox"/> Property/Evidence Sheet |
| <input type="checkbox"/> Citizen's Arrest | <input type="checkbox"/> Property/Vehicle Release |
| <input type="checkbox"/> CLETS Info – Rap, DL, Vehicle Reg | <input type="checkbox"/> Rights Waiver |
| <input type="checkbox"/> Crime Scene Investigation Report | <input type="checkbox"/> Search Warrant Waiver |
| <input type="checkbox"/> EPO or Restraining Order | <input type="checkbox"/> Statement(s) by Victim/Witness |
| <input type="checkbox"/> Major Incident Log | <input type="checkbox"/> 11550 H&S |
| <input type="checkbox"/> Supplement Report | <input type="checkbox"/> 5150 W&I |
| <input type="checkbox"/> DA Charge Sheet Checklist – PD 514 | <input type="checkbox"/> Other |
| <input type="checkbox"/> Photographs | |

INSTRUCTIONS:

- Check all appropriate boxes
- Attach this cover sheet to your *non-I/LEADS forms*
- Submit to Supervisor

SUPERVIORS:

- Review
- Sign – Off
- Place Packet in records “In-Box”

ALAMEDA COUNTY CONSOLIDATED ARREST REPORT

ALAMEDA COUNTY SHERIFF'S DEPARTMENT

00100

1. DEFENDANT'S TRUE NAME (Leave Blank)				2. PFN				3. REPORT NUMBER				SEND VERIFICATION TO:																			
4. DEFENDANT'S LAST NAME				FIRST		MIDDLE		GEN		5. ARREST NUMBER																					
6. AKA / NICKNAME				7. AJIS NUMBER				RIGHT THUMB PRINT																							
8. DOB				POB		HEIGHT						WEIGHT		HAIR		EYES		RACE		SEX		9. LOCAL USE									
10. ARREST DATE				11. ARREST TIME		12. SALIENT CHARACTERISTICS (SMT'S)																									
13. HOME ADDRESS				CITY				STATE				ZIPCODE				LEFT THUMB PRINT															
14. BUSINESS ADDRESS / SCHOOL				CITY				STATE				ZIPCODE																			
15. HOME PHONE				16. DRIVERS LICENSE #				17. SOCIAL SEC #				18. MISC ID #																			
19. BUSINESS PHONE				20. OCCUPATION				21. CLOTHING																							
22. CODE SECTION (Use sub-section)				23. M/F		24. COURT		25. CIR		26. WARRANT #		27. CEN				28. BAIL		ID CONFIRMED TO PFN													
148 (A)(1) PC				M		1440		O										<input type="checkbox"/> NEW PFN													
																		ID CONFIRMED BY													
																		CII NO.													
																		FBI NO.													
																		CHECKS													
																		<input type="checkbox"/> PIN <input type="checkbox"/> NCIC <input type="checkbox"/> UPDATED													
																		CASH AT BOOKING													
																		COURT DATE/TIME													
29. LOCATION OF ARREST												<input type="checkbox"/> DOMESTIC VIOLENCE				TOTAL BAIL:															
Foothill Bl / Miramar Av , San Leandro, Ca 94578																<input type="checkbox"/> BAIL POSTED															
30. ARRESTING OFFICER								NO.				31. TRANSPORTING OFFICER								NO.				SIGNATURE OF PERSON TAKING PRINTS							
Torres, Marco A																								SIGNATURE OF PERSON PRINTED							
32. CO-DEFENDANT												33. CO-DEFENDANT												X							
34. VEHICLE LICENSE #				STATE		YEAR		MAKE		MODEL		COLOR		35. TOWED TO				36. TOW TAG		HOLD FOR											
37.																															
I HEREBY ARREST THE ABOVE DEFENDANT ON THE CHARGE INDICATED AND REQUEST A PEACE OFFICER TAKE HIM/HER INTO CUSTODY. I WILL APPEAR WHEN NOTIFIED TO SIGN A COMPLAINT AGAINST THE PERSON I HAVE ARRESTED.																															
38. SIGNATURE OF ARRESTING CITIZEN										39. ARRESTING CITIZEN'S HOME ADDRESS										40. HOME PHONE											
41. ARRESTING CITIZEN'S NAME										RACE		SEX		AGE		42. ARRESTING CITIZEN'S BUSINESS ADDRESS										43. BUS PHONE					
44. PERSON TO BE NOTIFIED										JUV <input type="checkbox"/>		EMERGENCY <input checked="" type="checkbox"/>		45. RELATIONSHIP				46. HOME PHONE				BUS. PHONE				47. DATE/TIME NOTIFIED					
48. ADDRESS OF PERSON TO BE NOTIFIED										CITY				STATE				49. LOCAL AGENCY USE				INVOKED MIRANDA RIGHTS <input type="checkbox"/>									
50. NARRATIVE																															
52. REASON FOR RELEASE / JUV DISPO										53. OFFICER OUTGOING										DATE TIME				54. PRISONER SIGNATURE OUTGOING				55. SUPERVISOR			
Misdemeanor Arrest																								X				Gosal			